

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		ATTORNEY 'S DOCKET NUMBER CL001396 PCT/US U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 107536889 Not assigned
INTERNATIONAL APPLICATION NO. PCT/US03/37979	INTERNATIONAL FILING DATE 26 November 2003	PRIORITY DATE CLAIMED 05 December 2002
TITLE OF INVENTION: CYANOMETHYL DERIVATIVES AS CYSTEINE PROTEASE INHIBITORS		
APPLICANT(S) FOR DO/EO/US AXYS PHARMACEUTICALS, INC.		
<p>Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:</p> <ol style="list-style-type: none"> 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 36 U.S.C. 371. 3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. <input checked="" type="checkbox"/> The US has been elected by the expiration of 19 months from the priority date (Article 31). 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ul style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau c. <input checked="" type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)) <ul style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ul style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input checked="" type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input type="checkbox"/> A Combined Oath or declaration/Power of attorney of the inventor(s) (35 U.S.C. 371(c)(4)) 10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). <p>Items 11 to 20 below concern document(s) or information included:</p> <ol style="list-style-type: none"> 11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. <input type="checkbox"/> A preliminary amendment. 14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76. 15. <input type="checkbox"/> A substitute specification. 16. <input type="checkbox"/> A power of attorney and/or change of address letter. 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 – 1.825. 18. <input type="checkbox"/> A second copy of the published international application under 36 U.S.C. 19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). 20. <input checked="" type="checkbox"/> Other items or information: <p>Copy of International Search Report Return Postcard Express Mail Label no. EV472502484US Mailed June 1, 2005</p>		

JC20 Rec'd PCT/PTO 01 JUN 2005

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Not Yet Assigned	PCT/US03/37979	CL001396 PCT/US																				
<p>The following fees have been submitted:</p> <table border="1"> <tr> <td>21. <input checked="" type="checkbox"/> Basic national fee.....</td> <td>\$300</td> </tr> <tr> <td>22. <input checked="" type="checkbox"/> Examination Fee If International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4).....</td> <td>\$100</td> </tr> <tr> <td>All other situations.....</td> <td>\$200</td> </tr> <tr> <td>23. Search Fee Search fee (37 CFR 1.445(a)(2) has been paid on the international application to the USPTO as an International Searching Authority.....</td> <td>\$100</td> </tr> <tr> <td>International Search Report prepared and provided to the Office.....</td> <td>\$400</td> </tr> <tr> <td>All other situations.....</td> <td>\$500</td> </tr> <tr> <td colspan="2">TOTAL OF 21, 22 AND 23 =</td> </tr> </table>		21. <input checked="" type="checkbox"/> Basic national fee.....	\$300	22. <input checked="" type="checkbox"/> Examination Fee If International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4).....	\$100	All other situations.....	\$200	23. Search Fee Search fee (37 CFR 1.445(a)(2) has been paid on the international application to the USPTO as an International Searching Authority.....	\$100	International Search Report prepared and provided to the Office.....	\$400	All other situations.....	\$500	TOTAL OF 21, 22 AND 23 =		CALCULATIONS						
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<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.		PTO USE ONLY																				
<table border="1"> <thead> <tr> <th>Total Sheets</th> <th>Extra Sheets</th> <th>Number of each additional 50 or fraction thereof (round up to a whole number)</th> <th>RATE</th> </tr> </thead> <tbody> <tr> <td>-100 =</td> <td>/50 =</td> <td></td> <td>x \$250</td> </tr> </tbody> </table>		Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE	-100 =	/50 =		x \$250													
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Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(h)).		\$																				
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TOTAL OF ABOVE CALCULATIONS =																						
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.		\$																				
SUBTOTAL =		\$900																				
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).		\$																				
TOTAL NATIONAL FEE =		\$900																				
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property		+ \$0																				
TOTAL FEES ENCLOSED =		\$900																				
		Amount to be refunded:																				
		\$																				
		charged:																				
		\$																				
a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed.																						
b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>50-0970</u> in the amount of <u>\$900</u> to cover the above fees.																						
c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>50-0970</u> . A duplicate copy of this sheet is enclosed.																						
d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.																						
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b) must be filed and granted to restore the International Application to pending status.																						
SEND ALL CORRESPONDENCE TO:																						
23519																						
CELERA, An Applera Corporation Business																						
180 Kimball Way																						
So. San Francisco, CA 94080																						
Mailed June 1, 2005																						
<u>Rekha Bansal</u>																						
SIGNATURE																						
Rekha Bansal																						
NAME																						
36,440																						
REGISTRATION NUMBER																						